1 2 Honorable August B. Landis United States Bankruptcy Judge 3 **Entered on Docket** 4 November 19, 2021 5 6 ARIEL E. STERN, ESQ. Nevada Bar No. 8276 7 AKERMAN LLP 1635 Village Center Circle, Suite 200 8 Las Vegas, Nevada 89134 Telephone: (702) 634-5000 9 Facsimile: (702) 380-8572 Email: ariel.stern@akerman.com 10 MICHAEL D. NAPOLI, ESQ. 11 PRO HAC VICE 1635 VILLAGE CENTER CIRCLE, SUITE 200 LAS VEGAS< NEVADA 89134 TEL.: (702) 634-5000 – FAX: (702) 380-8572 AKERMAN LLP 12 2001 Ross Avenue, Suite 3600 Dallas, Texas 75201 13 Telephone: (214) 720-4360 Facsimile: (214) 720-8116 14 Attorneys for party in interest Tecumseh – Infinity 15 Medical Receivables Fund, L.P. 16 UNITED STATES BANKRUPTCY COURT **DISTRICT OF NEVADA** 17 In re: 18 21-14486-abl Case No.: INFINITY CAPITAL MANAGEMENT, INC. Chapter 19 dba INFINITY HEALTH CONNECTIONS, 20 ORDER GRANTING CHAPTER 7 Debtor. TRUSTEE AND TECUMSEH -21 INFINITY MEDICAL RECEIVABLES FUND, LP's 22 JOINT MOTION TO REJECT SUB-ADVISORY AGREEMENT 23 Hearing Date: November 17, 2021 24 Hearing Time: 9:30 a.m. 25 26 This matter came before the Court on November 17, 2021 at a hearing upon the *Joint Motion* 

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of Chapter 7 Trustee and Party In interest Tecumseh – Infinity Medical Receivables Fund, LP to

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Reject Sub-Advisory Agreement with Tecumseh-Infinity Medical Receivables Fund, LP [ECF No. 61] (the "Motion"). Appearances were as noted in the record. All findings of fact and conclusions of law orally stated by the Court at the hearing are incorporated herein pursuant to Fed. R. Civ. P. 52, as made applicable to these proceedings via Fed. R. Bankr. P. 6006, 7052 and 9014(c). For the reasons provided by the Court on the record at the hearing,

# IT IS HEREBY ORDERED:

- 1. The Motion is **GRANTED**.
- 2. The Sub-Advisory Agreement<sup>1</sup> is hereby rejected pursuant to 11 U.S.C. 365.

# IT IS SO ORDERED.

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### PREPARED AND SUBMITTED:

### AKERMAN LLP

<u>/s/ Michael Napoli, Esq</u> ARIEL E. STERN, ESO. 1635 Village Center Circle, Suite 200 Las Vegas, Nevada 89134

MICHAEL D. NAPOLI, ESQ. PRO HAC VICE 2001 Ross Avenue, Suite 3600 Dallas, Texas 75201

Attorneys for Tecumseh – Infinity Medical Receivables Fund, L.P.

<sup>&</sup>lt;sup>1</sup> All capitalized terms take on the meaning ascribed to them in the Motion, unless otherwise defined herein.

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# **CERTIFICATION re: RULE 9021**

In accordance with LR 9021, counsel submitting this document certifies that the order accurately reflects the court's ruling and that (check one):
☐ The court has waived the requirements set forth in LR 9021(b)(1).
☐ No other party appeared at the hearing or filed an objection to the motion.
☐ I have delivered a copy of this proposed order to all counsel who appeared at the hearing, and any unrepresented parties who appeared at the hearing, and each has approved or disapproved the order, or failed to respond, as indicated below:
Robert Atkinson, Esq. (Trustee) – APPROVED Matthew Zirzow, Esq. (counsel for Debtor) – APPROVED Bart Larsen, Esq. (counsel for HASelect) – APPROVED
☐ I certify that this is a case under Chapter 7 or 13, that I have served a copy of this order with the motion pursuant to LR 9014(g), and that no party has objected to the form or content of the order.

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